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26 Attorneys for Defendant
27 DPR CONSTRUCTION, a General Partnership

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

BRENDA MARTIN and ESTATE OF
BERNARD MARTIN,

Plaintiffs,

vs.

DPR CONSTRUCTION a GENERAL
PARTNERSHIP; LIFE INSURANCE
COMPANY OF NORTH AMERICA,

Defendants.

CASE NO.: 4:19-cv-03254-HSG

STIPULATION REQUESTING
VOLUNTARY DISMISSAL OF ACTION
WITH PREJUDICE PURSUANT TO FRCP
41(a)(1)(A)(ii); **[PROPOSED]** ORDER

1 Plaintiffs Brenda Martin and Estate of Bernard Martin (“Plaintiffs”), Defendants DPR
2 Construction, and Defendant Life Insurance Company of North America (collectively the
3 “Parties”) have reached a resolution of all claims.

4 Therefore, the Parties, by and through their respective counsel of record, HEREBY
5 STIPULATE AND AGREE, that pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil
6 Procedure, all claims asserted in this action are hereby dismissed with prejudice, with each party
7 to bear its own attorneys’ fees and costs.

8 **IT IS SO STIPULATED.**

9
10 DATED: May 26, 2020

KANTOR & KANTOR, LLP

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12 By: /s/ Susan L. Meter
13 Susan L. Meter
14 Attorney for Plaintiffs BRENDAMARTIN
15 AND THE ESTATE OF BERNARD
16 MARTIN

17 DATED: May 26, 2020

MESERVE, MUMPER & HUGHES LLP

18 By: /s/ Anna Maria Martin
19 Anna Maria Martin
20 Attorney for Defendant LIFE INSURANCE
21 COMPANY OF NORTH AMERICA

22 DATED: May 26, 2020

DUANE MORRIS LLP

23 By: /s/ Lorraine P. Ocheltree
24 Lorraine P. Ocheltree
25 Attorney for Defendant
DPR CONSTRUCTION

26 *Filer’s Attestation: Pursuant to Civil Local Rule 5-1(i)(3) regarding signatures, Susan L. Meter*
27 *hereby attests that concurrence in the filing of this document and its content has been obtained by*
28 *all signatories listed.*

1 **[PROPOSED] ORDER FOR DISMISSAL**
2 **OF ENTIRE ACTION WITH PREJUDICE**

3 Pursuant to the stipulation of the parties, the above-entitled action is dismissed in its entirety
4 with prejudice. Each party shall bear its own attorneys' fees and costs.

5 DATED: 5/26/2020

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7 HAYWOOD S. GILLIAM, JR.
8 United States District Court Judge

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